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14 **UNITED STATES DISTRICT COURT**
15 **NORTHERN DISTRICT OF CALIFORNIA**
16 **SAN FRANCISCO DIVISION**
17

18 ORACLE AMERICA, INC.,)	Case No. 3:10-cv-03561 WHA
)	
19 Plaintiff,)	DECLARATION OF AMERI R. KLAFETA
20 vs.)	IN SUPPORT OF NON-PARTY LG
)	ELECTRONICS, INC.'S ADMINISTRATIVE
21 GOOGLE INC.,)	MOTION TO CHANGE TIME TO FILE
)	MOTION FOR PROTECTIVE ORDER
22 Defendant.)	Dept.: Courtroom 8, 19 th Floor
)	Judge: Honorable William Alsup
)	

1 I, AMERI R. KLAFFETA, declare as follows:

2 1. I am of counsel at EIMER STAHL LLP and counsel to Non-Party LG Electronics,
3 Inc. ("LG"). I am duly licensed to practice law in the State of California. I submit this declaration
4 in support of LG's Motion to Change Time to File Motion for Protective Order. I have knowledge
5 of the facts set forth herein, and if called to testify as a witness thereto could do so competently
6 under oath.

7 2. On January 7, 2016, Non-Party LG received notice from Defendant Google Inc.
8 ("Google") that Google intended to produce in connection with this litigation certain LG documents
9 in its possession relating to the Android open source software stack. At the time, Google did not
10 identify the LG documents it intended to produce. On January 26, 2016, Google finally provided
11 copies of all LG documents it intends to produce. Four of the documents Google intends to
12 produce are not responsive to the request for production, irrelevant, not proportional to the needs of
13 the case, and highly confidential. LG intends to seek a protective order preventing the production
14 of these documents.

15 3. As a non-party to the litigation and a foreign corporation, it has taken LG a
16 significant amount of time to review the filings, documents and correspondence necessary to gain
17 an understanding of this long-running, complex litigation. LG needs additional time to meet and
18 confer with the parties in this litigation regarding production of the requested documents. In
19 addition, LG's Korea offices are closed for the Lunar New Year, and the individuals LG needs to
20 consult in order to file the Motion for Protective Order are on holiday and thus unavailable.

21 4. On the morning of February 8, 2016, counsel for LG contacted counsel for Plaintiff
22 and Defendant to determine whether they have any objection to the requested extension, but has not
23 yet received their decision.

24 5. If the Court does not grant the Motion for Extension, LG will suffer substantial
25 harm. The four documents contain highly sensitive commercial information, and LG will be
26 seriously harmed with respect to its competitors and customers if the documents are produced.

27 6. LG has not sought any prior time modifications in this litigation.
28

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 8th day of February 2016, at Chicago, Illinois.

By: /s/ Ameri R. Klafeta
Ameri R. Klafeta
One of the Attorneys for Non-Party LG
Electronics, Inc.